

Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARLA TOLLIVER, Individually and
as Personal Representative of the
ESTATE OF RONALD SCROGGINS,

Plaintiffs,

v.

THE UNITED STATES OF AMERICA
BUREAU OF INDIAN AFFAIRS, and
DEPARTMENT OF THE INTERIOR

Defendants.

NO. C10-5056-RBL

STIPULATION AND ORDER
EXTENDING INITIAL DEADLINES; AND
JOINT NOTICE OF FILING STIPULATION
TO CONSOLIDATE WITH CASE NO.
10-CV-5060-RJB

(Please note Stipulation on Motion Calendar
for April 19, 2010)

STIPULATION

Without waiver of any claim or defense any party may assert in this action, pursuant to Fed. R. Civ. P. 6(b)(1) and Local Civil Rule 7(d)(1), Plaintiffs Marla Tolliver and Larry Scroggins and Defendant, the United States of America, (collectively, "the parties"), by and through their undersigned counsel, hereby file this Stipulation and Proposed Order requesting

STIPULATION EXTENDING INITIAL DEADLINES AND
JOINT NOTICE OF STIPULATION TO CONSOLIDATE - 1
(C10-5056-RBL)

1 that the Court modify the deadlines for the parties' initial conference, initial disclosures, and
 2 joint status report (collectively, the "initial deadlines").

3 On February 8, 2010 (Dkt. 8), this Court entered an Amended Minute Order setting the
 4 following initial deadlines:

5 -Deadline for Fed. R. Civ. P. 26(f) Conference: 04/26/2010;

6 -Deadline for Initial Disclosures: 05/01/2010;

7 -Deadline for Joint Status Report: 05/10/2010.

8 Pursuant to a Stipulated Motion described in more detail below, the parties seek to
 9 consolidate this matter with a related case currently pending in this district also before the
 10 Honorable Ronald B. Leighton, viz., *Francis et al. v. United States*, No. C10-cv-5060-RBL
 11 ("*Francis*").

12 Therefore, the parties, by and through their respective counsel of record, hereby
 13 STIPULATE, AGREE, and JOINTLY REQUEST that the Court enter an order extending the
 14 initial deadlines to those previously set in *Francis*, as follows:

15 -Deadline for Fed. R. Civ. P. 26(f) Conference: 05/11/2010;

16 -Deadline for Initial Disclosures Pursuant to FRCP 26(a)(1): 05/25/2010;

17 -Deadline for Joint Status Report:: 06/01/2010.

18 *See Francis*, Dkt. 3.

19 **JOINT NOTICE**

20 The parties respectfully file this Notice to inform the Court that the parties have filed a
 21 Stipulated Motion to Consolidate this matter with and in *Francis*. *See Francis*, Dkt. 12. The
 22 Stipulated Motion to Consolidate is noted for consideration on April 16, 2010, and asks the
 23 Court to consolidate this action with *Francis* to promote judicial efficiency and conserve
 24 resources.

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28 STIPULATION EXTENDING INITIAL DEADLINES AND
 JOINT NOTICE OF STIPULATION TO CONSOLIDATE - 2
 (C10-5056-RBL)

So stipulated, jointly noted, and respectfully submitted this 19th day of April, 2010.

DATED: April 19, 2010.

/s/ Karen L. Unger
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DATED: April 19, 2010.

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United States Attorney

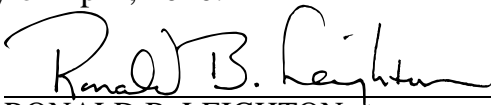
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[PROPOSED] ORDER

The parties having so stipulated, it is so ORDERED.

DATED this 20th day of April, 2010.


RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE